

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

**19-CV-1413 RSL-BAT**

Richard H. Warren

(Name of Plaintiff)

vs.

CIVIL RIGHTS COMPLAINT  
BY A PRISONER UNDER 42  
U.S.C. § 1983

STATE OF WASHINGTON,  
DEPARTMENT OF CORRECTIONS,  
(DOC) MONROE CORRECTIONAL COMPLEX-TRAIL  
and Listed DEFENDANTS, CRC.

(Names of Defendant(s))

I. Previous Lawsuits:

A. Have you brought any other lawsuits in any federal court in the United States while a prisoner?:

Yes       No

B. If your answer to A is yes, how many? 2. Describe the lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff: Richard H. Warren

Defendants: (DOC) McNeil Island Corrections Center

2. Court (give name of District): Western District (Tacoma)

3. Docket Number: C10-5239 RBL/KLS

8. Richard H. Warren, (Plaintiff)  
(Def) Stafford Creek Corrections Center, (Defendants)

9. Western District, (Court) Tacoma

10. NO.  
C11-5686 BHS/KLS, (Docket)

11. Karen L. Stromboom, (Judge)

12. Case Closed, 12-10-2012, (Disposition)

13. 8-29-2011, (Filing of lawsuit)

14. 12-10-2012, (Approximate date of disposition)

4. Name of judge to whom case was assigned: Karen Strambom

5. Disposition (For example: Was the case dismissed as frivolous or for failure to state a claim? Was it appealed? Is it still pending?):

Case closed 4-19-2011

6. Approximate date of filing lawsuit: 4-26-2010

7. Approximate date of disposition: 4-19-2011

SEE: Attached

II. Place of Present Confinement: Coyote Corrections Center (CRC)

A. Is there a prisoner grievance procedure available at this institution?  Yes  No

B. Have you filed any grievances concerning the facts relating to this complaint?

Yes  No

If your answer is NO, explain why not:

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C. Is the grievance process completed? SEE: Attached Grievance filed, under C.  Yes  No

If your answer is YES, ATTACH A COPY OF THE FINAL GRIEVANCE RESOLUTION for any grievance concerning facts relating to this case.

III. Parties to this Complaint

A. Name of Plaintiff: Richard H. Wherew Inmate No.: 952316

Address: Coyote Ridge Corrections Center, I-Bolt L, PO Box 769, Connell, WA 99326.

(In Item B below, place the full name of the defendant, his/her official position, and his/her place of employment. Use item C for the names, positions and places of employment of any additional defendants. Attach additional sheets if necessary.)

B. Defendant: Monroe Corrections Complex (TRU) Official Position: PRISON

Place of employment: DOC, Monroe, Washington

C. Additional defendants State of Washington, Official Position: AG  
Place of employment: Olympia, Washington

SEE: Attached

1 Defendant: Adelaide O. Horne, Official Position, Health Service Provider

2 Place of employment: Monroe Corrections Complex-Twin River Unit.

3

4 Defendant: Department of Corrections, Official Position, Headquarters

5 Place of employment: Olympia, Washington.

6

7 Defendant: Belinda Steinhart, Official Position, CPA-Religious Program Mgr

8 Place of employment: DOC, Headquarters-Olympia, Washington.

9

10 Defendant: Aleig Award, Official Position, Health Service Provider

11 Place of employment: Monroe Corrections Complex-Twin Rivers Unit.

12

13 Defendant: Michael S. Hathaway, Official Position, CPM

14 Place of employment: Monroe Corrections Complex-Twin Rivers Unit.

15

16 Defendant: Kenneth Sawyer (MD), Official Position, Orthopedic Specialist

17 Place of employment: DOC, Olympia, Washington.

18

19 Defendant: Mary A. Gruber, Official Position, Health Service Provider

20 Place of employment: Monroe Corrections Complex-Twin Rivers unit.

21

22 Defendant: Patricia Christiansen, Official Position, Health Service Provider

23 Place of employment: Monroe Corrections Complex-Twin Rivers unit.

24

25 Defendant: Jeffrey E. Flick, Official Position, CMS (D-Unit)

26 Place of employment: Monroe Correction Complex-Twin Rivers Unit.

27

28

1 Defendant: Monguemeche D. Walker, Official Position: Counselor (D-unit)

2 Place of employment: Monroe Corrections Complex-Twin Rivers Unit

3

4 Defendant: Steven M. Sager, Official Position: Counselor (D-unit)

5 Place of employment: Monroe Corrections Complex-Twin Rivers Unit

6

7 Defendant: Sarah E. Landis, Official Position: Health Service Provider

8 Place of employment: Coyote Ridge Corrections Center

9

10 Defendant: Brandi Blain, Official Position: Grievance Coordinator

11 Place of employment: Monroe Corrections Complex-Twin Rivers Unit

12

13 Defendant: C/O Kantak Thomas A (D-unit), Official Position: Sergeant (sgt)

14 Place of employment: Monroe Corrections Complex-Twin Rivers Unit

15

16 Defendant: C/O Kirt, Official Position: Officer (D-unit)

17 Place of employment: Monroe Corrections Complex-Twin Rivers Unit

18

19 Defendant: Coyote Ridge Corrections Center, Official Position: Prison

20 Place of employment: Connell, Washington

21

22 Defendant: \_\_\_\_\_, Official Position: \_\_\_\_\_

23 Place of employment: \_\_\_\_\_

24

25 Defendant: \_\_\_\_\_, Official Position: \_\_\_\_\_

26 Place of employment: \_\_\_\_\_

27

28

Grievances Filed

A. MCC-TRU, Sick Call Refusal: Filed 3-12-2019, Log ID no. 19675053, (open), grieved as; Cruel and unusual punishment, irreparable harm, medical deliberate indifference, medical neglect, mental anguish, ill intent, inadequate medical care, pain and suffering, not Valuing me, Compassion fatigue.

B. MCC-TRU, MAI and Neurologist Refusal: Filed 5-5-2019, Log ID no. 19678588, (open), grieved as; Cruel and unusual punishment, deliberate indifference, ill intent, staff misconduct, Conspiracy.

C. MCC-TRU, Retaliatory Transfer: Filed 6-19-2019, Log ID no. 19681371, (closed) has not accepted 7-22-2019; grieved as; Violation of Religious Freedoms, Retaliatory transfer, Religious discrimination, Staff misconduct, Conspiracy.

D. CRCC, Religious discrimination: Filed 6-26-2019, Log ID no. 19682775, (open), grieved as; Religious discrimination.

E. CRCC, Physician Refusal of Care: Filed 7-17-2019, Log ID no. 19683071, (open), grieved as; Deliberate indifference, cruel and unusual punishment, malpractice, incompetence, staff misconduct.

F. MCC-TRU, Mail Room Theft: Filed 3-27-2019, Log ID no. 19675939 (open), grieved as; Grand Larceny, misappropriation of Inmates Funds and property, Petty theft, staff misconduct. NOTE: This is a separate issue but is related to the nature of my complaint under Retaliatory transfer and Retaliation for use of grievance program.

NOTE: Please Review each grievances; initial, Re-write, and appeal for clear context.

#### IV. Statement of Claim

(State here as briefly as possible the facts of your case. Describe how each defendant is involved, including dates, places, and other persons involved. Do not give any legal arguments or cite any cases or statutes. If you allege a number of related claims, number and set forth each claim in a separate paragraph. Attach additional sheets if necessary.)

- 1 I want to File a Formal Complaint against Monroe Correctional Complex-Twin Rivers unit, MCRX, The Department of Corrections, The State of Washington, Adelaide O. Horne, Michael S. Hathaway,
- 2 Kenneth Sawyer, Mary A. Gumber, Patricia Christiansen, Jeffrey E. Flink, Maqueesha D. Walker,
- 3 Steven M. Snipes, Brandi Blair, Areig Awd, C/o Kiat, Thomas A. Kontak, Belinda Stewart,
- 4 Sarah E. Landis For cruel and unusual punishment; irreparable harm, systemic cruelty, display of unnecessary whining in infliction of pain, Failure to Report L+I Working injury, Medical Failure to protect, medical deliberate indifference, Conspiracy, Medical malpractice, Medical incompetence,
- 5 willful indolence, hate crime, willful disregard for human life, negligence, equal protection,
- 6 violations, Religious discrimination, Religious deliberate indifference, medical habitual carelessness,
- 7 interfering with seriously needed medical care, treatment and therapy, Causing imminent danger
- 8 of serious physical injury, Conspiracy to deny Freedom of religion, Conspiracy to deny
- 9 adequate medical care, Conspiracy to deny due process under the grievance program, Abuse,
- 10 Coercion, Obstruction of medical care, obstruction of Religious exercise, Conspiracy to
- 11 Commit 1 and 2 degree assault and battery, willful intent to cause harm, ill-intent, wantless
- 12 indolence, medical compassion fatigue, Anti-Semitism, Retaliations, Violation of medical code
- 13 of ethics, property damage and loss, denial of sick-call medical care, Retaliatory transfer, denying my
- 14 Rights to access life and limb saving treatments and therapies, denying this prisoner life, limb,
- 15 liberty in the pursuit of happiness, and violated my Freedom of speech rights.
- 16
- 17 On approximately 11-9-2017 Coyote Ridge Corrections Center transferred me to Monroe Corrections
- 18 Complex-Twin Rivers Unit under Religious Priority Transfer by DOB (HQ) headquarters,
- 19 per CPA Religious program manager Belinda Stewart. The transfer was implemented
- 20 under the framework that DOB HQ saw it more Religiously accommodating and suitable to
- 21 place all Jewish prisoners at one Facility (MCR) Monroe Corrections Center, a more
- 22 accessible location for Seattle Jewish organizations. I agreed to HQ's Religious transfer
- 23 offer presented to me by way of CRPC chaplain ERIC ASKACH, Facilitated by Counselor CP 24 Duane J. Rhynes of CRPC D-unit... NOTE: March of 2011 Staffed Creek Corrections
- 25 Center transferred this prisoner to CRPC for Religious needs. CRPC adequately accommodated my
- 26 Religious needs for approximately 7 years until the HQ 2017 Religious transfer to MCR-TRI.
- 27 CRPC ended Orthodox Judaism Services after transferring me, I was the only Orthodox Jew at CRPC.

#### V. Relief

(State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.)

1 On approximately 2-14-2019 at (MCC-TRU) Monroe Corrections Complex-Twin Rivers Unit while in  
 2 the course of employment as the D-unit, C-wing Custodian I sustained a lower back injury  
 3 from the lifting trash cans and boxes nature of the job. I initially reported the back pains to D-unit  
 4 staffing, C/O's Hussy and Simpson they advised if the issue continued Report to sick-call. On 2-20-2019  
 5 I saw PAC Mary A. Grumbo due to continued lower back pain and lack of movements. On 2-22-2019 at  
 6 approximately 5:40 am I declared a medical emergency having extreme lower back pain and right leg pain, I  
 7 was seen by PAC Patricia Christiansen. On 2-25-2019 due to increasing suffering and pain I was  
 8 examined by PAC Adelaide O. Horne my MCC-TRU primary care giver who diagnosed my condition as  
 9 sciatica. On 3-28-2019 PAC Horne, after a second examination sought Consulting (CRC) Care  
 10 Review Committee for MRI testing duplicitly. On 5-23-2019 PAC Horne informed my condition was  
 11 also a herniated disk upon her dialogue with Doctor Kenneth Sawyer MD. On 5-29-2019 PAC Horne  
 12 Advised possible surgical repair and scheduled physical therapy for 6-10-2019. On 6-6-2019 MCC-TRU  
 13 Medical had me sign the MRI screening form for Evergreen Health Monroe, the MRI never happened  
 14 due to MCC-TRU Custody was permitted to transfer me out of MCC-TRU on 6-10-2019 for my  
 15 Refusing to take the soap program, and as an attempt to negate grievances against MCC-TRU.  
 16 MCC-TRU medical permitted Custody to put me in transit in my condition, and did not establish a  
 17 medical hold on me until properly repaired medically, transit caused me more pain and suffering,  
 18 delay of adequate care of this prisoner, interference of treatment, caused imminent danger of serious  
 19 physical injury, irreparable harm, in which presented an unnecessary wanton infliction of pain by  
 20 MCC-TRU medical allowing Doc Custody to dictate medical care and decision regarding the health and  
 21 welfare of persons ward of the State of Washington and the department of Corrections. On 7-3-2019  
 22 nearly four months from my initial examination by PAC Horne on 2-25-2019 an MRI was initiated at  
 23 TAOS hospital in Richland Washington, this displays a clear indication of cruel and unusual punishment of  
 24 this prisoner, and deliberate indifference on all parties stated in this complaint. On 3-12-2019 due to  
 25 suffering intense back pain, leg numbness and pain, I went to MCC-TRU medical sick-call, at that time  
 26 MCC-TRU medical staff and an unknown provider refused me sick-call, stating my condition was  
 27 on-going and not a sick-call matter and to sign up to see my provider, a process that takes up to two

1 weeks. Upon being denied medical care 3-12-2019 by MEC-TRU medical, I Filed a Formal grievance on  
 2 3-12-2019 under cruel and unusual punishment, the grievance as of 6-7-2019 is under level 3 appeal,  
 3 but as of my 6-10-2019 transfer to CREE, the MEC-TRU grievance coordinator Branchi Blair in a  
 4 Conspicuous attempt to shield inappropriate conduct of MEC-TRU medical and Custody officials  
 5 Continues to impede grievance process. On 5-4-2019 Due MEC-TRU Custody of D-unit, held a  
 6 (FRMT) Facility Risk Management team, Facilitated by Cus Flick and Counselors Sager and Walker,  
 7 I was told I was taking up bed space due to not doing the sex treatment program and I needed  
 8 T4C (Thinking For a Change programming), thus I was being transferred out. I informed them my  
 9 placement at MEC-TRU was Religious priority placement per HQ in 2017 For Jewish program  
 10 services, I also informed them that I had a serious medical condition (Sciatic) awaiting  
 11 further care. My Comments and Facts fell on deaf ears and hands, and is a malicious act to  
 12 cause this prisoner further damage, pain, emotional distress and suffering initiated a transfer  
 13 order for CREE placement, opposite of (WSR) placement, at ten minute drive to Monroe  
 14 Washington State Reformatory where it facilitates Orthodox Jewish Religious services. This displayed  
 15 ill-intent to cause harm, set forth threat and risk of physical injury, Religious freedom infringement,  
 16 Religious discrimination, treatment interference, inadequate medical care regarding medical staff who  
 17 were consulted, cruel and unusual punishment, Failure to protect and Anti-Semitism by defendants.  
 18 To ensure successful HQ support for transfer FRMT excluded my Comments from documentation.  
 19 As additional Collaborators in the Conspiracy and coercion in this matter of cruel and unusual  
 20 punishment are defendants sergeant Kuntak and c/o Kirt. Sgt Thomas A. Kuntak in  
 21 conjunction with Cus Flick and MEC-TRU medical's want to torture this prisoner at a  
 22 maximum degree with full knowledge of my medical disposition and condition and (HSP)  
 23 Health Status Report in which detailed restrictions, constantly cell moved this prisoner within a  
 24 period of a month and a half From C-wing 501 to B-wing 320 lower bunk to E-wing 501 upper bunk  
 25 to C-wing 506 lower bunk to C-wing 505 lower bunk to (WCC) R-5 Floor to CREE I-Bol-Lower bunk. The  
 26 MEC-TRU D-unit C and B wing move Log For the months of February, March, April and June 2019 will  
 27 attest to this fact and statement. On 6-10-2019 I arrived at (WCC) Washington Correction Center  
 28 Receiving Center in Shelton Washington after a painful two hour bus transport, where I slept on

1 the Floor in the R-5 unit for three days. On 6-13-2019 I underwent additional abuse  
 2 including a second bus transport for nine hours hours to CRC Connell Washington. The  
 3 transfer shows good cause exists that State employees have caused me gross deprivations on an  
 4 unparalleled measure. On 5-21-2019, 5-22-2019 and 5-23-2019 I Kiosk messaged CPM Michael S.  
 5 Hathaway of MEC-TRU regarding the Retaliatory transfer, Hathaway responded; he hoped HQ  
 6 was informed with all the needed information before their decision to approve transfer. I  
 7 replied, HQ sent me to MEC-TRU under Religious priority transfer 2017, and of my current  
 8 medical condition. The defendants as DOB personal and State of Washington employees set forth to  
 9 coerce this prisoner to submit to participation in a volunteer based treatment not Court ordered in  
 10 the judgment and sentence of this prisoner, under threat of 1. Transfer 2. Halt of medical care  
 11 3. loss of Religious services, with the underlined agenda to purge all active grievances against  
 12 MEC-TRU Medical and mail room. The MEC-TRU FRMT hard copy dated 5-17-2019 or the 5-9-2019  
 13 Classification supports allegation of Ecenecion holding ring of truth. On 6-7-2019 in a childish  
 14 senseless malicious act, C/O Kurt of D-unit, who packed my property, without my knowing  
 15 purposely packed my CD-Radio-Cassette player in a half filled box to be broken in shipping, C/o Kurt  
 16 stated it was in a separate box for protection and I now had 11 boxes instead of 10, and that box was  
 17 secure and safe. However, the player was destroyed. C/o Kurt's actions also Fall under Cruel and  
 18 unusual punishment, he violated the shipping DOB policy of prisoners property of electronics, which  
 19 caused damage and property loss. Policy requires the application of bubble wrapping.  
 20 Defendants were of Full knowledge that CRC offered no Orthodox Jewish Judaism Religious  
 21 Service as of November of 2017. On 6-19-2019 I Filed a Formal grievance on MEC-TRU regarding  
 22 this issue, and on 6-26-2019 Braddi Blair, the MEC-TRU grievance Coordinator responded my  
 23 grievance was not accepted, the response was appealed. On 7-11-2019 I Filed Formal grievance on  
 24 CRC For not Facilitating a place and time and the Religiously Required day For orthodox Jewish  
 25 Judaism Shabbos/Eve Ritual services, and For treating me other than similar Religious groups. As  
 26 part the ongoing pattern of cruel and unusual punishment by the defendants, on 8-20-2019 upon  
 27 seeing PAC Gumbo, though she layed me in Farm work under (HSR) she violated the labor and  
 28 industries guidelines, state law, and DOB policy by not reporting a work place injury after I disclosed

1 to her how the injury occurred, this violation extends also to PAC Christiansen and PAC Horne  
 2 on 5-22-2019 and 5-25-2019. The injury caused me loss of employment and lost wages from 5-20-2019  
 3 to date. It has been over(6) six months since the date of reporting of the untreated injury.  
 4 On 6-18-2019 at CRC I was seen by PAC Ririe, he informed me that CRC medical had no  
 5 medical records to adequately address my sick-call visit that day and had to refer to  
 6 available information on the computer to assist me. The MTC-TRU defendants willfully  
 7 withheld my medical charts to cause this prisoner continued anguish, abuse and mental distress, due  
 8 to I was sent to CRC from MTC-TRU on 6-10-2019. On 7-10-2019 at CRC K building I personally  
 9 reported to two Rabbis who visited me of The Aleph Institute that I have not been able to  
 10 observe an Orthodox Judaism Shabbos Eve ritual service at CRC-DK in any form under  
 11 Jewish law since my arrival. Note: Shabbos Eve service are weekly, held Friday evenings.  
 12 Defendants further cause this prisoner irreparable harm by sending me to a Doc medical Facility that  
 13 has no physical therapy. MTC-TRU medical Facility while at MTC-TRU scheduled PT on 6-10-2019 yet  
 14 MTC-TRU Custody put me in a reprobation transfer that date 6-10-2019 to kill any care, delay and  
 15 interrupt. The over all interference and delay in medical care has additionally caused  
 16 Peripheral Neuropathy, reported me by PAC Ririe on 7-24-2019. This condition is a result of damage  
 17 to nerves often causing weakness, pain, numbness, tingling, and the most debilitating balance problems.  
 18 This damage is caused by lack of blood flow to the nerves in the hands, feet, and leg which causes  
 19 the nerve to begin to degenerate due to lack of nutrient flow, and the nerves begin to die as the  
 20 nerve blood vessels become diseased, shrivel and degenerate. This cause's burning and many  
 21 additional symptoms. The effective treatment of Neuropathy is finding out 1. What is the underlying  
 22 cause, 2. How much nerve damage has been sustained, 3. How much treatment will the  
 23 condition require. Once a person sustains 85% nerve loss, there is likely nothing that can be  
 24 done for the person period. Defendants have failed to research the three stated factors above. Common  
 25 treatment is prescription drugs that may temporarily reduce symptoms are Gabapentin, Lyrica,  
 26 Cymbalta and Neurontin, they are primarily antidepressants and anti-seizure drugs.  
 27 These drugs have a variety of harmful side effects also cause uncomfortable. Most clinical goals  
 28 are to establish a detailed neurological and vascular evaluation to increase blood flow, stimulate

1 Small Fiber nerves, and decrease brain-base pain. Low level light therapy, Laser therapy,  
 2 surgery, and sound therapy treatment are clinical options of plan of attack. My current condition  
 3 is medically documented as Atrophy Exacerbation, Sciatic, Lower spine injury, Herniated disk,  
 4 and Neuropathy. The loss of muscle mass is overwhelming. Defendant's have denied this prisoner  
 5 his protected right to life, limb, liberty in the pursuit of happiness by transferring and transporting me  
 6 to a institution that fails to Facilitate medical physical therapy and no orthodoxy Jewish Judaism  
 7 Religious program services, yet only offers Messianic prerequisite and service. The defendants in  
 8 their official capacity Failed to adequately transfer me to a facility where physical therapy is available in  
 9 its medical clinic, where immediately care follow up would be achieved to repair and determine cause  
 10 and treatment of injury damage sustained, also Failed to transfer me to a facility that  
 11 accommodated my Religious faith. The Complaint in its Full scope shows evidence establishing a  
 12 genuine issue of fact with regard to illegal activity under: willful endangerment, imminent  
 13 danger of serious harm physical and religiously, willful disregard for human life, violations of the  
 14 standard of decency, anti-semitism, hate crime, discrimination, violation of due process rights,  
 15 damages, property loss, coercion, conspiracy. There is issue of material fact of deliberate  
 16 indifference. The defendants were discriminatory against me on the basis of my Religion and/or  
 17 burdened my right to practice my Faith, Retaliated against me for not doing me-Tzu Sodah program,  
 18 and for filing medical and property grievances regarding mail-theft and inadequate medical care. The  
 19 June 10, 2019 transfer was in retaliation and interrupted and interfered with urgent medical needs, and  
 20 Religious requirements of an accepted Religion. I did not request the transfer and the transfer was  
 21 not custody related. Doc policy 560.200 Cites, Religious Programs, Sets forth the Responsibilities of  
 22 Doc in providing Religious and Cultural opportunities for prisoners. Doc 560.200 (III), Cites, a  
 23 prisoner will have the opportunity to express his or her Religious faith, which may include access to  
 24 activities, provided his or her presence at the activity does not present a threat to Facility safety or  
 25 security. Further Doc 560.200 (IV)(D) provides that prisoners have reasonable access to Religious  
 26 activities. The defendants Failed to ensure my rights under Doc policy and Constitutional  
 27 provision, and also Failed to ensure my rights to adequate medical care regarding physical therapy.  
 28 CRCC Currently has a Messianic Religious program in place, I am a Orthodox Judaism Jewish

1 prisoner, and the faiths are too different under Jewish law for orthodoxy, thus I should be  
 2 allowed to practice my religion separately. Judaism requires the practice of the use of candle  
 3 lighting, wine i.e. grape juice, and challah bread in which at minimum requires a full hour of  
 4 ritual worship for the purpose of service. Jewish law does not permit travel on shabbos, so I  
 5 must be granted a no sponsor status. The defendants neglected to endeavor locating a facility  
 6 that accommodated my religious and medical needs, rather CRCI was selected by the  
 7 defendants because it did not accommodate my medical and religious needs, so the placement  
 8 would indeed interfere, interrupt and delay medical treatment pending and the practice of my  
 9 religion. My transfer to CRCI was retaliatory, this extends to the damage and loss of my CD  
 10 Radio and cassette player under Disc Policy 440.020. Upon my arrival at CRCI, P.A.C. Ririe on  
 11 6-18-2019 took over my medical as treating physician in conjunction with P.A.C. Landis as the  
 12 primary care giver, P.A.C. Landis was not seen until 7-17-2019. At time of transfer I was  
 13 awaiting MRI testing to determine surgical need. The MRI was not until 7-3-2019 under  
 14 CRCI placement. However, on 7-17-2019 P.A.C. Landis dismissed my condition as common and refused to  
 15 seek further care. I filed a grievance on that day, 7-17-2019. There has been no change in my  
 16 condition to date, and I suffered ill effect with respect to transport from MCI-Tru, well to  
 17 CRCI as a result of unwarranted retaliatory transfer. There is genuine dispute as to  
 18 material fact and I am entitled to relief under good cause. I have produced adequate  
 19 significant probative evidence tending to support the allegations within the framework of  
 20 my complaint. I allege the violation of a right secured by the Constitution and laws of the  
 21 United States, and deprivation was committed by a person under color of state law. I have  
 22 established a constitutional violation under the Eighth Amendment due to inadequate  
 23 medical care, deliberate indifference by MCI-Tru medical and prison officials to a serious  
 24 medical and religious need, including failure of medical officials to protect, manifested by a  
 25 prison doctors failure to respond to a prisoner's need, by intentionally denying and delaying  
 26 access to medical care, and intentional interference with treatment on the prescribed, refusal of  
 27 sick-call care, and refusal to block transfer under medical hold, medical malpractice,  
 28 Constitution medical violation, and the victimization and abuse of a prisoner under medical and

1 Custody personal denial of standard of decency who have inflicted cruel and unusual  
 2 punishment along with prison officials who acted recklessly by exhibiting a conscious  
 3 disregard to a substantial risk of serious harm to this prisoner. I have provided competent  
 4 medical and Religious testimony as evidence that support the fact that my medical and Religious  
 5 freedoms was jeopardized by the transfer and coordinated logistical Capricious copious efforts  
 6 of the defendant's to deny me life, limb and liberty in the pursuit of happiness and freedom's  
 7 granted under law and U.S. Constitution. The defendant's ensured that the transfer would  
 8 indeed interfere with my medical treatment and Religion, and did consolidate transfer of Retaliation  
 9 with medical staff and HQ of DOC. The record will reflect that the defendant's sought to  
 10 ignore, isolate and strike from the record my medical and religious status. Under First  
 11 Amendment- Religious Discrimination and Free Exercise I argue as a Orthodox Judaism Jewish  
 12 person and prisoner, that, the defendant's discriminated against me under the premise of  
 13 hate crime and Anti-Semitism, that defendant's sought to prohibit me from conducting Religious  
 14 services, a violation under the Equal Protection Clause and the First Amendment Freedom of  
 15 Religious clause. The defendant's Restricted and limited my Religious Free exercise. The Equal  
 16 Protection Clause requires the state to treat all similar situated people equally, and ensure that  
 17 prison officials cannot discriminate against particular Religions, it entitles each prisoner,  
 18 including a prisoner who is an adherent of a minority Religion, to a reasonable  
 19 opportunity of pursuing his or her Faith Comparable to opportunity afforded fellow prisoners who  
 20 adhere to conventional Religious precepts. Christian prisoners are given opportunity to  
 21 pursue Faith Comparable to that given Muslim prisoners. Prison's must make good Faith  
 22 accommodations of prisoner Rights in light of practical considerations. The defendants,  
 23 acting under the color of Washington State law, discriminated against me as a member of  
 24 an identifiable class, and the discrimination was intentional, and showing intentional  
 25 anti-Semitism, hate crime and deliberate indifference. The defendant's in a nefarious course  
 26 discriminate fashion discriminate against me because I am an Orthodox Jewish prisoner. The  
 27 defendant's treatment of me regarding transfer was Retaliatory discrimination by not setting  
 28 forth Facility placement that provided a alternate location for me to conduct my Religious

1 observable and services, and that could properly accommodate my medical physical therapy  
 2 needs and ongoing treatments recommendation. I have provided evidence sufficient to raise  
 3 a genuine issue of material fact as to the motivations of the defendants. The defendants acted with  
 4 intent to discriminate and impede protected rights. The defendants burdened the practice of my  
 5 Religion by preventing me from engaging in conduct mandated by my Faith without  
 6 justification reasonably related to legitimate penological interests, the defendants actions  
 7 reach the level of Constitutional Violations; the interference with one's practice of Religion, not  
 8 merely inconvenience; the burden is substantial and an interference with a tenet and belief  
 9 that is central to Religious doctrine. The defendants as prison officials showed negligence  
 10 and interfered with a prisoners ability to exercise his Religious beliefs. Defendants under the  
 11 color of Washington State law knowingly placed a substantial burden on my ability to practice  
 12 Judaism in any form of Orthodoxy for Jewish prisoners at CCCC. The defendants have put  
 13 undue pressure on an adherent to modify his behavior and to violate his belief, and have forced  
 14 me to seek accommodations at CCCC under grievance program, thus defendants have denied this  
 15 prisoner Orthodox Judaism Jewish service, Celebration and Fast while at CCCC, a DOC, State  
 16 of Washington prisons entity. The discrimination has substantially burdened this prisoners  
 17 practice of Religion. The transfer in retaliation, it chilled my First Amendment Right under (1)  
 18 I was subject to pain, deprivation of care, and Religious exercise, and damage and loss of property.  
 19 (2) The defendants actions was imposed due to my refusal to attend non-court ordered  
 20 programming, and for grievances filed in departments and officials at MEC-TRU. (3) Refusal of SUAP,  
 21 and usage of grievance program are legally and Doc protected under law and doc policy. (4) The  
 22 defendants adverse action prevented this prisoner freedom of speech when they refused to allow  
 23 me comments in the (PRMT) documentation on 5-4-2019, in which would have formally  
 24 documented my comments of my medical condition and the reason why HQ transferred me to  
 25 MEC-TRU in November of 2017 under (Jewish Religious Transfer), to add defendants acted to  
 26 Silence my grievance against MEC-TRU. (5) The transfer has not advanced a legitimate  
 27 penological goal for Rehabilitation of this prisoner. The transfer was the primary focus of the  
 28 defendant to cause me substantial medical and spiritual deprivation and harm as the root

1 motivating factor behind the conduct of the prison officials. (6) The defendant's have set  
 2 forth a violation of freedom of speech. Based upon hereto with my First Amendment  
 3 rights were actually chilled by the retaliatory actions of the defendants. The transfer was  
 4 retaliation based on the fact that it was solely based on the predicate of, I was unwilling to  
 5 participate in the SOTAP program. Records reflect the 2017 transfer to MIL-TRU from CRRM was  
 6 solely a Religious transfer exclusively for Jewish Religious services, the 5-11-2018 hand copy  
 7 of the (FRMT) under Melinda J. Murray supports this statement, the July 22, 2019 Response from  
 8 Dale Caldwell, HQ grievance coordinator manager also supports my claims. The transfer was not  
 9 a disciplinary action, nor did transfer relate to a threat to the safety and security of the  
 10 institution, nor was SOTAP court ordered regarding cause of incarceration of this prisoner.  
 11 SOTAP is a volunteer program regarding this prisoner. The defendant's regarding medical violations  
 12 under Constitutional protections. PAC Christiansen is also in Failure of L&I reporting under  
 13 inadequate medical care. PAC Gumbo is also in Failure of Reporting a workplace injury to  
 14 L&I under inadequate medical care. PAC Horne was in Failure to postpone and or stop the  
 15 transfer to CRRM is Failure to protect along with her failing to report a workplace injury  
 16 to labor and industries. These defendants as MIL-TRU Health Service Providers have  
 17 denied this prisoner standard of decency and adequate health care and protections, this  
 18 violation of medical protected freedoms extend to the MIL-TRU Medical Clinics Refusal to  
 19 provide this prisoner sick-call service on 5-12-2019, violations of the 8<sup>th</sup> and 1<sup>st</sup>  
 20 Amendments Rights to medical adequate care and religious freedoms. Good cause exists in this  
 21 matter because I am not satisfied due to lack of accommodations for my Religious and  
 22 medical needs, a deprivations caused by the MIL-TRU (FRMT) Retaliatory transfer. The  
 23 transfer was based on inappropriate and pretextual desire to punish, persecute, harm and  
 24 hurt medical, Religious and grievance due process and Rights. The transfer was willfully not  
 25 designed to preserve this prisoners 1<sup>st</sup>, 8<sup>th</sup>, 14<sup>th</sup>, and 5<sup>th</sup> amendment Rights for medical care,  
 26 Religious freedoms, and due processes. The transfer was retaliatory and clearly did not  
 27 advance legitimate penological interest. There is also evidence that the treatment of my CD  
 28 Cassette Radio player was retaliatory as to the damage of a prisoners personal property

1 Regarding shipping of electronic property, along with the defendants not preserving my  
 2 ability to practice my faith, and meet my urgent medical needs. The defendant's infringed upon  
 3 my access to exercise my faith, participate in the Doc grievance program, receive adequate  
 4 medical care, and protection of personal property. Due process rights were also violated  
 5 by Radio breakage under the Fifth Amendment and under the Fourteenth Amendment,  
 6 under The Due Process Clause. The loss of personal property, under due process,  
 7 inadequacy is a viable due process claim with respect to the players damage in which  
 8 caused me loss of personal property. The Complaint as a whole, sets that, The  
 9 defendants individually share liability, each defendant has personally participated in  
 10 the acts alleged, and are liable under Constitutional Violation provisions for  
 11 participation in a direct violation, and directing violations, knowing of the violations and  
 12 failed to act to cure the violations. Defendants each in their official duties and  
 13 Responsibilities conduct cause a Constitutional deprivation and were willful  
 14 participants in Civil Rights violations against this prisoner.  
 15

16 The defendants caused and personally participated in causing the damages and harm  
 17 alleged. Defendants must be held liable solely on the basis of their supervisory  
 18 positions and responsibilities, their conduct was unconstitutional, the facts  
 19 establish and constitute a violation of numerous Constitutional rights, due to their  
 20 coordinated efforts to deprive, physical harm, retaliate and religiously  
 21 disintegrate this prisoner, in which has caused a prisoner irreparable harm  
 22 physically, mentally, spiritually and potentially human existantly due to Doc  
 23 has a history of permitting and or arranging demise of a troublesome prisoner  
 24 by way of cell moves, transit or medically induced. Jeffrey Epstein case reflects  
 25 such types of prison irregularities. To add PAC Landis has denied any and all of the  
 26 force medicare medications highlighted on page 4-E.  
 27  
 28

1 I Richard Headen Warren hereby declare under penalty of perjury that  
2 the Facts stated heretofore in this Complaint are correct and true to the  
3 best of my knowledge.

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Submitted:

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Date: August 30, 2019

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Richard Headen Warren

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Richard Headen Warren

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## Appendix A

With regards to my current disposition Religiously at CRCI.

My transfer to MCC-TRU from CRCI was a CRCI Chaplain and Ho Religious program manager arrangement approximately 11-13-2017 For orthodox Judaism Jewish programming, I-E Services. This condition was agreed to by MCC-TRU Officials and this prisoner. On 6-10-2019 MCC-TRU officials broke that agreement and arrangement for non-custody and non-safety and security of the orderly operation of the Facility Reasons. Thus CRCI holds accountability being it was the promoter of the Religious Priority Transfer, thus I am intitled to unconditional services at an unsponsored standing as prior before transfer to MCC-TRU. This intitled weekly Friday evening weekly services 7pm to 8:40pm at M-Building, Room 136, and yearly evening room times and days For all yearly Jewish High Holy Holidays, 7pm to 8:40pm.

NOTE: Travel is not permitted on Shabbos holiday begin, Friday evening ending Saturday evening, this is Jewish law for Judaism, in 2013-2017 once attend shabbos services to be done by me without a sponsor due to this law.

NOTE: MCC-TRU Committed Breach of Fiduciary duty.

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Appendix B

1  
2 Additional Department of Corrections documentation's Claimant Requests  
3 the Court to Review.

4  
5 A. Doc Policy 560.200, 2-11-2014 Revision Religious Program: Expression (B) 1.2.

6  
7 B. Claimant's Medical Records 2-20-2019 to date of Filing of Claimant complaint.

8  
9 C. Claimant's 3-19-2004 Judgment and Sentence.

10  
11 D. 5-10-2019 Primary Encounter Report of PAC Adelaide O. Horne.

12  
13 E. 5-11-2019 (FRMT) hard Copy.

14  
15 F. 5-17-2019 (FRMT) hard Copy.

16  
17 G. Claimant's 6-18-2002 Criminal history.

18  
19 H. 7-11-2019 Doc HQ Public Disclosure Response letter.

20  
21 I. HQ Grievance Program Manager 7-22-2019 Response letter; Subject, Religion.

22  
23 J. CRCC mail Room property mail out log 6-25-2019; Subject, CD player.

24  
25 K. Kiosk messages sent/received, time frame of 11-13-2017 - 8-13-2019.

26  
27 L. 7-3-2019 Trios Hospital MRI testing Results.

28

Appendix B

1 M. 6-10-2019 Callout of MCC-TRU; subject, physical therapy.

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3 N. MCC-TRU D-unit cell mate log 11-13-2017 - 6-10-2019. subject, Abuse.

4

5 O. CRCC 6-2019 Property Disposition Form of Claimant; subject, CD player.

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7 P. CRCC 2017 Transfer Documentation; subject, transfer of Claimant to MCC-TRU.

8

9 Q CRCC 2017 officials and Chaplain e-mails; subject, transfer of Claimant to MCC-TRU.

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11 R. MCC-TRU 2019 Officials and Chaplain e-mails; Subject, transfer of Claimant to CRCC.

12

13 S. 2019 Neurologist and neuro surgeon) opinions and surgical results, Subject,  
Claimants Condition and Repairs.

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16 T. HSR's From 2-20-2019 to date. Note: MCC-TRU moved this prisoner to an upper bunk  
while using a cane for an atrophied leg, and  
stretcher.

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1 Witness: Duanie D. Rhynes, Official Position: Counselor (G-unit)  
2 Place of employment: Coyote Ridge Corrections Center.  
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4 Witness: Erik Askren, Official Position: Chaplain  
5 Place of employment: Coyote Ridge Corrections Center.  
6  
7 Witness: Melinda J. Murray, Official Position: Counselor (A-unit)  
8 Place of employment: Monroe Corrections Complex - Twin Rivers Unit.  
9  
10 Witness: Heidi Fischer, Official Position: Chaplain  
11 Place of employment: Monroe Corrections Complex - Twin Rivers Unit.  
12  
13 Witness: Connie Shuster, Official Position: Grievance Coordinator  
14 Place of employment: Coyote Ridge Corrections Center.  
15  
16 Witness: Shane R. Ribie, Official Position: Health Service Provider  
17 Place of employment: Coyote Ridge Corrections Center.  
18  
19 Witness: C/o Simpson, Official Position: Officer (D-unit)  
20 Place of employment: Monroe Corrections Complex - Twin Rivers Unit.  
21  
22 Witness: C/o Hussy, Official Position: Officer (D-unit)  
23 Place of employment: Monroe Corrections Complex - Twin Rivers Unit.  
24  
25 Witness: C/o Hodgson, Official Position: SS Grievance Coordinator  
26 Place of employment: Coyote Ridge Corrections Center.  
27  
28 Witness: Rachel E. Rand, Official Position: CM2: Counselor  
Place of employment: Coyote Ridge Corrections Center.

I would like the Court to award me the amount of Thirteen Million dollars in Compensation For : Pain and Suffering, Mental Anguish, Damages, cruel and unusual punishment, Discrimination, Emotional Distress, Mental cruelty, Religious Rights Violations, Property Damage / loss, Violation of Freedom of speech / due process, Inappropriate Harm, Deliberate Indifference, tortures, Inadequate Medical Care / Malpractice. I also desire the Court to exempt awardment from all Due Deductions. Lastly, I request of the Court to set forth order, ordering CRRC to Re-establish pain weekly and yearly Religious non-sponsoring birthday Judaism Religious Service and High Holy Holiday Purr accommodations and Religious Items Conditions, and to set Fourth Order, ordering DDC to medically Repair my injury.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 30<sup>th</sup> day of August 20 19.

Bickford H. Waddoups  
(Signature of Plaintiff)